JC07 Rec'd PCT/PTO 1 8 MAR 2009

FORM PTO-1390 DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE ATTORNEY'S DOCKET NO. DACO:002US U.S. APPLICATION NO. (If known, see 37 TRANSMITTAL LETTER TO THE UNITED STATES **DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371** INTERNATIONAL FILING DATE INTERNATIONAL APPLICATION NO. PCT/AU01/00849 July 13, 2001 July 14, 2000 TITLE OF INVENTION HYALURONAN AS A CYTOTOXIC AGENT, DRUG PRE-SENSITIZER AND CHEMO-SENSITIZER IN THE TREATMENT OF DISEASE APPLICANT(S) FOR DO/EO/US Tracey Brown and Richard Fox Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371. This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). A proper Demánd for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. A copy of the International Application as filed (35 U.S.C. 371(c)(2)). is transmitted herewith (required only if not transmitted by the International bureau). has been transmitted by the International Bureau. is not required, as the application was filed in the United States Receiving Office (RO/US). A translation of the International Application into English (35 U.S.C. 371(c)(2)). 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). are transmitted herewith (required only if not transmitted by the International Bureau). have been transmitted by the International Bureau. have not been made; however, the time limit for making such amendments has NOT expired. have not been made and will not be made. 8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 16 below concern document(s) or information included: 11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment. 14. A substitute specification. 15. A change of power of attorney and/or address letter. 16. Other items or information: PCT Publication A1 OF WO 02/05852; PCT International Search Report; PCT request; PCT Chapter II Demand; PCT Notice Informing The Applicant of the Communication of the International

EXPRESS MAIL MAILING LABEL

EXPRESS MAIL NO.: <u>EL794535108US</u>
DATE OF DEPOSIT: <u>MARCH 18, 2002</u>

Application to the Designated Offices and Postcard.

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U.S. APPLICATION NO (I	known sec-37 CFR(1.5) IN	TERNATIONAL APPLICAT	1	ATTORNEY'S DOCK	KET NU	MBER
17. The following fees are submitted:			DACO:002US	CALCULATIONS		
Basic National Fee (37 CFR 1.492(a)(1)-(5)):				PTO USE ONLY		
Neither international preliminary examination fee (37 CFR 1.482)						
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO						
and International Search Report not prepared by the EPO or JPO\$1,000.00						
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO\$ 860.00						
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO\$ 710.00						
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)\$ 690.00						
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(2)-(4)\$ 100.00						
ENTER APPROPRIATE BASIC FEE AMOUNT =				= \$1,000.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30				\$.00		
months from the earliest c					1	
Claims	Number Filed	Number Extra	Rate		_	
Total Claims	38 - 20 =	18	x \$ 18.00	\$324.00	 	
Independent Claims	4 - 2 =	2	x \$ 80.00	\$160.00		
Multiple dependent claim		T ADOME CALCINA	+ \$270.00	\$.00	 	
TOTAL OF ABOVE CALCULATIONS =				\$1,484,00	+	
Reduction by ½ for filing by small entity, if applicable. Applicant is entitled to small entity status pursuant to 37 CFR 1.27.				\$-000		İ
		SUB'	ΓΌΤΑL =	\$1,484.00	1	
Processing fee of \$130.00 for furnishing the English translation later than 20 30				\$-000	1	
months from the earliest claimed priority date (37 CFR 1.492(f)). +						
TOTAL NATIONAL FEE =				\$-000		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be				\$-000		
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property) +						
TOTAL FEES ENCLOSED =				\$1,484.00	<u> </u>	
				Amount to be refunded:	\$.00
				Charged:	 s	.00
a. A check in the ar	mount of \$ co	over the above fees is enclo	sed.			
b. Please charge Deposit Account No. 50-1212/10202687/SLH in the amount of \$ 1,484.00 to cover the above fees. A duplicate copy of this sheet is enclosed.						
c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1212/10202687/SLH. A duplicate copy of this sheet is enclosed.						
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to peritaing status.						
SEND ALL CORRESPONDENCE TO:						
STEVEN L. HIGHLAND FULBRIGHT & JAWC 600 Congress Avenue, Austin, Texas 78701 512.474.5201	DRSKI L.L.P.	Steven L. High NAME 37,642	Steven L. Highlander NAME			
REGISTRATION NUMBER						



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March 13, 2003

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NUMBER EV 119099469 US

DATE OF DEPOSIT, March 13, 2003

BOX PCT

Commissioner for Patents Washington, DC 20231

RE:

U.S. Patent Application No. 10/088,774 entitled "HYALURONAN AS A CYTOTOXIC AGENT, DRUG PRE-SENSITIZER AND CHEMO-SENSITIZER IN THE TREATMENT

OF DISEASE" - Tracey Brown and Richard Fox

Our reference: DACO:002US Client reference: 2498193/EJH

Sir:

Please find enclosed:

- (1) A Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed January 17, 2003;
- (2) Declaration;
- (3) Power of Attorney;
- (4) Second Preliminary Amendment;
- (5) Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US);
- (6) Check in the amount of \$130.00; and
- (7) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

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Commissioner for Patents March 13, 2003 Page 2

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/DACO:002US.

Respectfully submitted,

REC. Po 37.259 Steven L. Highlander

Reg. No. 37,642

SLH/mar

Encl: as noted